



REQUEST FOR COUNCIL ACTION

The City of Greenville, South Carolina

Agenda Item No.

156

To: Honorable Mayor and Members of City Council

From: John F. Castile, City Manager

☐ Ordinance / First Reading ☐ Ordinance / Second & Final Reading ☒ Resolution / First & Final Reading ☐ Information Only

AGENDA DATE REQUESTED: May 29, 2012

ORDINANCE/RESOLUTION CAPTION:

TO ACCEPT FROM MRS. JILL COX A DONATION OF REAL PROPERTY OF APPROXIMATELY 2.5 ACRES ON WOODLAND WAY IN ANTICIPATION OF USING IT FOR PARK PURPOSES

SUMMARY BACKGROUND:

Mrs. Jill Cox, the widow of the late Charles Cox, is a community philanthropist who has long supported the performing arts in the Greenville Community. Mrs. Cox desires to donate to the City of Greenville approximately two and one-half acres of real property which fronts on Woodland Way near Cleveland Park and which is now occupied by horse stables and related facilities, provided (1) no unanticipated issues preclude her from closing on the purchase of the property in early June; (2) she has assurances from the City Council that the City will accept the donation; and (3) the only restriction on the property be that there be no structural improvements to the property in the form of buildings, sheds, residences or the like.

IMPACT IF DENIED:

The property will not be accepted.

IMPACT IF APPROVED:

The property will be accepted.

FINANCIAL IMPACT:

N/A

REQUIRED SIGNATURES

Department Director

OMB Director

City Attorney

City Manager

(Certification of Availability of Funds)

A R E S O L U T I O N

TO ACCEPT FROM MRS. M. JILL COX A DONATION OF REAL PROPERTY
OF APPROXIMATELY 2.5 ACRES ON WOODLAND WAY IN ANTICIPATION
OF USING IT FOR PARK PURPOSES

WHEREAS, Mrs. M. Jill Cox, is a community philanthropist who has long supported efforts to make the Greenville Community a better place by contributing to such things as the Falls Park endowment and local performing arts organizations; and

WHEREAS, Mrs. Cox desires to donate to the city of Greenville approximately two and one-half acres of real property which fronts on Woodland Way near Cleveland Park and which is now occupied by horse stables and related facilities, provided no unanticipated issues preclude her from closing on the purchase of the property in early June and provided she has assurances from City Council that the City will accept the donation; and

WHEREAS, Mrs. Cox desires that the only restriction on the property be that there be no structural improvements to the property in the form of buildings, sheds, residences or the like; and

WHEREAS, the City is willing to accept such restrictions and intends to use the property for park purposes; and

WHEREAS, Mrs. Cox has asked to be informed of City Council's willingness to accept the property prior to her closing on the purchase, and the City desires to accommodate that request subject to the property having clear title and an acceptable Phase I environmental report;

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GREENVILLE, SOUTH CAROLINA that City Council, by this Resolution, agrees to accept the donation from Mrs. M. Jill Cox of approximately 2.5 acres of real property on Woodland Way, commonly known as the "horse stables property," near Cleveland Park and Council expresses its gratitude to Mrs. Cox for the donation. The acceptance of the property is subject to the issuance of an acceptable title insurance policy for owners and a satisfactory report of a Phase 1 environmental assessment. The City is further willing to accept and abide by a restriction against erecting enclosed structures. The City Manager shall be authorized to execute any agreements and other documents on behalf of the City to effectuate the acceptance and upon the request of the donor to make minor adjustments to the provisions derived from this resolution so long as the essential purposes of the Resolution remain unchanged. Minor alterations to the property's boundary with any adjoining parcel are acceptable to the City.

RESOLVED THIS _____ DAY OF _____, 2012.

MAYOR

Attest:

CITY CLERK